

THE HONORABLE RICARDO S. MARTINEZ

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
SEATTLE DIVISION

KATHARYN KALMBACH, individually and
on behalf of all others similarly situated,

Plaintiff,

v.

NATIONAL RIFLE ASSOCIATION OF
AMERICA, a New York corporation, and
INFOCISION, INC., a Delaware corporation,

Defendants.

Case No. 2:17-cv-00399-RSM

STIPULATION OF DISMISSAL

Plaintiff Katharyn Kalmbach (“Plaintiff” or “Kalmbach”) and Defendants National Rifle Association of America and InfoCision, Inc. (collectively “Defendants”), through their counsel, stipulate as follows:

1. Plaintiff filed this putative class action against Defendants.
2. Fed. R. Civ. P. 41(a)(1)(A)(ii) allows the parties to stipulate to the dismissal of an action at any time. Rule 23(e) does not limit the right to stipulate to dismissal of this action because it only applies to certified classes, and no class has been certified in this matter. Likewise, the case does not involve any Receiver so as to implicate Rule 66.

Accordingly, pursuant to Fed. R. Civ. P. 41(a)(1)(A)(ii), Plaintiff and Defendants agree

1 that the action shall be dismissed in its entirety and with prejudice with respect to the individual
2 claims alleged by Plaintiff against Defendants.

3 Plaintiff and Defendants further agree that each party is to bear her or its own attorney's
4 fees and costs.

5
6 Dated: July 13, 2018

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Certificate of Service

I hereby certify that, on the date indicated below, the foregoing document was served via the Court's CM/ECF System on counsel for all parties who have appeared in this matter.

/s/ Patrick H. Peluso

Patrick H. Peluso

Dated: July 13, 2018

Stipulation of Dismissal

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